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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Werner Fritz DUBACH

Serial No.: 10/030,862

Group No.: 3727

Filing Date: 03 June 2002

Examiner: Robin A. Hylton

Title: TWO-PART PLASTIC SNAP
HINGE CLOSURE

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed 05 November 2003, Applicant offers the following provisional election.

Applicant provisionally elects to prosecute in this Patent Application the allegedly distinct species of Group I, directed to a two-part hinged closure. Claims 1-5, 8-16 and 19-24 are directed to the allegedly distinct species of Group I.

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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Date

Signature:

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Serial No.: 10/030,862

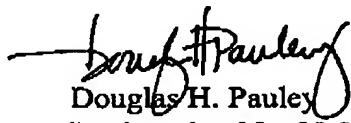
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Applicant argues that the limitations of Claim 6 do not contradict the limitations of Claim 1 because the two-part hinge closure still comprises the lower part (1) and the cap (2).

Conclusion

Applicant believes that the above remarks are fully responsive to the Office Action mailed 05 November 2003. However, should the Examiner detect any remaining issue, Applicant kindly requests the Examiner to contact the undersigned, preferably by telephone.

Respectfully submitted,


Douglas H. Pauley
Registration No. 33,295

Pauley Petersen & Erickson
2800 West Higgins Road; Suite 365
Hoffman Estates, Illinois 60195
TEL (847) 490-1400
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Applicant: Werner Fritz DUBACH

JUN 22 2004

Serial No.: 10/030,862

Group No.: 3727

Filing Date: 03 June 2002

Examiner: Robin A. Hylton

Title: TWO-PART PLASTIC
SNAP HINGE CLOSURE

COMMUNICATION

Commissioner for Patents
 PO Box 1450
 Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed 05 November 2003, Applicant filed a Response to Restriction Requirement by Certificate of Mailing dated 04 December 2003. On 22 June 2004, Examiner Hylton informed Applicant's undersigned attorney that the U.S. Patent and Trademark Office shows no record of Applicant's Response to Restriction Requirement being filed. The Examiner

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Mark D. Swanson

Type or print name of person signing certification

22 Jun 2004

Date

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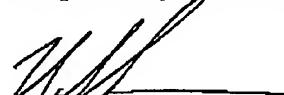
Serial No.: 10/030,862

requested Applicant send in a true copy of both the filed Response to Restriction Requirement and the return receipt postcard.

Applicant is faxing herewith a true copy of the Response to Restriction Requirement (2 pages) filed in the U.S. Patent and Trademark Office by Certificate of Mailing on 04 December 2004, and a true copy of a return receipt postcard filed with the Response to Restriction Requirement, showing the receipt stamp of the U.S. Patent and Trademark Office.

Applicant respectfully requests the Response to Restriction Requirement be entered as timely, without any extension fee, and the subject U.S. Patent Application be forwarded to the Examiner for review. Please contact the undersigned if any additional information is required.

Respectfully submitted,



Mark D. Swanson
Regis. No. 48,498

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Mail Stop Non-Fee Amendment, Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

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Please affix the USPTO receipt stamp hereon as evidence of receipt of the
following enclosed papers.

- Response to Restriction Requirement (2 Pages)

All by Certificate of Mailing dated 04 December 2003.

Applicant:
Serial No.:
Filing Date:
Title:

Werner Fritz DUBACH
10/030,862
03 June 2002
TWO-PART PLASTIC SNAP HINGE CLOSURE

F-323

Douglas H. Pauley



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